

REGISTERED PATENT ATTORNEY  
JOHN JAMES MCGLEW J.D., NY, NJ, DC BARS  
D.W. DARREN KANG JD, NJ BAR only

THEOBALD J. DENGLE, PATENT AGENT  
HILDA S. MCGLEW M.D., PATENT AGENT

# MCGLEW AND TUTTLE, P.C.

PATENT, TRADEMARK, COPYRIGHT, AND UNFAIR COMPETITION CAUSES

*Counselors at Law*

1 SCARBOROUGH STATION PLAZA  
SCARBOROUGH, NEW YORK 10510-0827

TEL: (914) 941-5800  
FACSIMILE: (914) 941-5855  
EMAIL: MandT@mcglewtuttle.com

RECEIVED  
CENTRAL FAX CENTER

DEC 07 2004

ATTORNEY DOCKET NO: 71277

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : BECOCCI et al.  
Serial No : 10/764,886  
Confirm. No : 9694  
Filed : January 26, 2004  
For : APPARATUS FOR THE...  
Art Unit : 3683  
Examiner : Christopher A. SCHWARTZ  
Dated : December 7, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF FACSIMILE TRANSMISSION

I HEREBY CERTIFY THAT THIS PAPER FOR SERIAL NO. 10/764,886 (3 PAGES IN ALL) IS  
BEING FACSIMILE TRANSMITTED TO THE PATENT AND TRADEMARK OFFICE  
FACSIMILE NUMBER (703) 872-9306 ON THE DATE SHOWN BELOW.

Jennifer M. Spinning

NAME OF PERSON SIGNING CERTIFICATION

SIGNATURE

DATED: December 7, 2004

MCGLEW AND TUTTLE, P.C.  
SCARBOROUGH STATION  
SCARBOROUGH, NEW YORK 10510-0827  
TELEPHONE: (914) 941-5600  
FACSIMILE: (914) 941-5855

NOTE: IF THERE IS ANY ADDITIONAL FEE DUE PLEASE CHARGE IT TO OUR  
DEPOSIT ACCOUNT 13-0410 AND ADVISE US OF ANY CHARGE THAT YOU  
MAKE

71277.9

RECEIVED  
CENTRAL FAX CENTER

DEC 07 2004

ATTORNEY DOCKET NO: 71277

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : BECOCCI et al.  
Serial No : 10/764,886  
Confirm. No : 9694  
Filed : January 26, 2004  
For : APPARATUS FOR THE...  
Art Unit : 3683  
Examiner : Christopher P. SCHWARTZ  
Dated : December 7, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REQUEST TO REISSUE OFFICE ACTIONAND RESET SHORTENED STATUTORY PERIOD FOR RESPONSE

Sir:

Applicant hereby requests that a new Office Action be issued which clarifies the rejection of claim 3 regarding "MODOLO". As no MODOLO reference has been cited, the Office Action is not clear as to the nature of this rejection. As such, Applicant requests that Applicant be advised as to the nature of this rejection and that the full shortened statutory period for response be allotted allowing Applicant to fully consider any such rejection.

Respectfully submitted  
for Applicant,

By:

  
John James McGlew

Registration No. 31,903

McGLEW AND TUTTLE, P.C.

JJM:jms  
71277.8

DATED: December 7, 2004  
SCARBOROUGH STATION  
SCARBOROUGH, NEW YORK 10510-0827  
(914) 941-5600

SHOULD ANY OTHER FEE BE REQUIRED, THE PATENT AND TRADEMARK OFFICE  
IS HEREBY REQUESTED TO CHARGE SUCH FEE TO OUR DEPOSIT ACCOUNT 13-  
0410.